



City of Chicopee, Massachusetts

License Commission

William Pagel
Chairman
Donald Goulette
Robert Borowiec
James Grise
John Beaulieu

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Minutes for August 20, 2009

In attendance: Chairman Pagel, Commissioners Goulette, Beaulieu and Grise. Also in attendance Attorney Kevin Corridan

Minutes for July are presented to the Board. Commissioner Beaulieu makes a motion to approve. Commissioner Grise seconds. Motion approved 4-0.

Update for Bridge Cafe, 840 Memorial Dr: A valid Certificate of Inspection has been submitted.

Hearing for Falls Polish Home Cafe, 27 Grove St. In attendance: Detective Michael Dion, Elaine Dowd, Kazimier Barut. This hearing is concerning a possible violation of M.G.L. 140§183A- Concerts, dances, exhibitions, public shows, etc.; license; application; suspension or revocation; rules and regulations and Chicopee Rule and Regulations 1.08 Environs of Licensed Premises. Det. Dion reads his report into the record. Ms. Dowd responds that she feels they run a good establishment and have followed all the rules and regulations. And at the last function Det. Dion was one of the detail officers. Det. Dion stated he was a detail officer at the party and there were no incidents. They did want patrons removed from the sidewalk for smoking but you can't do that. Ms. Dowd was there the whole night he worked. He does not know if she was there the night of the incident in his report. He did not see her. Ms. Dowd believes that the restrictions should continue and that 1 or 2 incidents are not bad. There are only 2 more Sweet 15/16 parties booked for the remainder of the year. And only 1 booked for next year and the patrons have already paid in full. She also has 2 weddings and a baby shower booked for the remainder of the year. Chairman Pagel issues include the fact that they did have 4 officers and the Board modified that to 2 officers for the last 4 hours because there were no incidents in the last 6 months and now they are before us again with another incident. He questions the fact of how these functions are operated and who is there to monitor them. Ms. Dowd is the person who is responsible for booking the parties and she is there 99% of the time. They have approximately 34 parties a year. She has only missed 2 parties in the last year. She was there the night of the incident but was upstairs at the time and did not see Det. Dion but did see the other officers outside. Mr. Barut states that the establishment has a community atmosphere, that times have changed and business is not as good as it once was and that they make money by renting out the hall. It is a safe environment and they do call the police for any incidents. Commissioner Goulette asks Ms. Dowd about a conversation they had after the last meeting in which she told him and Commissioner Borowiec they were not going to have any more of the Sweet 15/16 parties because you could not handle them. Ms. Dowd says they only have a few dates booked and one is for November 2010. Commissioner Grise suggests that they use plastic cups for drinks and have someone monitor the entrances/exits so no one can take any drinks outside. Ms. Dowd watches the door until the police details come on duty and then they take over. Chairman Pagel does remind them that the entertainment license and the liquor license are tied together and that is why they are here. He also asks Det. Dion how many people had cups outside on the night of the incident. Det. Dion states there were 10 to 15 people with cups. Chairman Pagel asks the Board if there was a finding of a violation of M.G.L. 140§183A and Chicopee Rule and Regulations 1.08. Commissioners Goulette and Beaulieu agree that there was a finding of a violation. Commissioner Grise abstains because he is a stockholder. Commissioner Beaulieu makes a motion to

suspend the entertainment license for 30 days for violation of M.G.L. 140§183A and Chicopee Rule and Regulations 1.08 and after the suspension is served that 4 details officers be hired for all Sweet 15/16 parties and that the manager on duty identify themselves to the detail officers. There was no second. Chairman Pagel suggests that the suspension be for 14 days and that 4 details officers be hired for all Sweet 15/16 parties and that the manager on duty identify themselves to the detail officers. Commissioner Beaulieu amends his motion. Chairman Pagel seconds. Motion passed 2-1. Commissioner Goulette objects. The suspension will be served September 1 – 15, 2009. Chairman Pagel amends the suspension to be September 1-4 and September 6-15, 2009. This concludes the hearing.

Application for a (new owner) Common Victualer for Sam's Food Stores, 1031 Chicopee St with Barbara Minois as manager. Commissioner Beaulieu makes a motion to approve. Commissioner Grise seconds. Motion approved 4-0

Application for a (new owner) Common Victualer for Neighbor's Variety, 1869 Memorial Dr with Denish Patel as manager. Commissioner Beaulieu makes a motion to approve. Commissioner Grise seconds. Motion approved 4-0

Application for a Special One Day Permit (Beer/Wine) for the VFW, 374 Front Street for an End of Summer Party to be held on September 12, 2009 from 12:00 PM until 5:00 PM with Patricia Langelier as applicant. (Parking lot will be cordoned off and monitored). Commissioner Goulette makes a motion to approve. Commissioner Grise seconds. Motion approved 3-1 with Commissioner Beaulieu disapproving.

Application for a Special One-Day Permit (Beer/Wine) for Holy Name Parish for the Annual Parish Picnic, 33 South St to be held on Sunday, September 13, 2009 from 11:30 AM until 4:30 PM with Fr. Darcy as applicant. (Area will be cordoned off and monitored) Commissioner Grise makes a motion to approve. Commissioner Beaulieu seconds. Motion approved 4-0

Late Files

Application for an additional Automatic Amusement (1 Skill Touch) for the Pulaski Club, 13 Norman St with Mitchell Nowak as manager. Commissioner Goulette makes a motion to approve. Commissioner Grise seconds. Motion approved 4-0

Application for a Special One-Day Permit (Wine & Malt) for Patti's Four-Ten , 32 Quincy Ave for a Jack & Jill Party to be held on August 29, 2009 from 10:00 AM until 10:00 PM with Patricia Bousquet as applicant. Commissioner Beaulieu makes a motion to approve. Commissioner Goulette seconds. Motion approved 4-0

Application for a Special One-Day Permit (Wine & Malt) for Patti's Four-Ten , 32 Quincy Ave for a Horseshoe Tournament to be held on September 26, 2009 from 10:00 AM until 10:00 PM with Patricia Bousquet as applicant. Commissioner Beaulieu makes a motion to approve. Commissioner Grise seconds. Motion approved 4-0

Filing fees are read into the record by Commissioner Beaulieu

Chairman Pagel informs the Board of the following ABCC decisions:

ABCC Approvals:

The Chalet, 13 View St- Change of Manager and Officers/Directors.

ABCC Disapproval:

Chief's, 371 Chicopee St- Alteration of Premises. There are tax issues that need to be resolved. Mr. DoCarmo has been sent a letter instructing him who to contact in the DOR. Also the Pastime Cafe, 154 School St has been disapproved for tax issues also. They have been informed of this and have contacted the DOR. Their paperwork will be re-submitted. Also we have received the paperwork for a transfer of license for The Chalet. Commissioner Beaulieu informs the Board that there has been a fence installed at Chief's Lounge and the proposed patio is not visible from Chicopee Street. He also asks if Detective Dion could drive around the back and view the premises to make sure that there is no alcohol being served on the patio. Commissioner Grise informs the Board that he has received information concerning the Liquor Shed and they still have picnic tables outside and there have not been any new signs installed. Also that there are still people drinking there in the afternoon around 4:00 PM. Chairman Pagel reminds the Board that they were allowed 6 months to implement the changes that were required of them. Detective Dion has been out to that location and the brush has been cleared away as requested. He has seen no signs of illegal activities when he was there but if it is an ongoing problem the person or persons viewing this should call the police.